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| RANSIVIII IAL FURIVI   |  |  | Filing Date            | September 5, 2003  |  |  |  |
|--|--|--|------------------------|--|--|--|--|
| (to be used for all correspondence after initial filing)   |  |  | First Named Inventor   | Lawrence W. Midland  |  |  |  |
|  |  |  | Art Unit               | 2635   |  |  |  |
|  |  |  | Examiner Name          | Brown, Vernal U  |  |  |  |
| Total Number of F  | Pages in This Submiss                    | ion 76   | Attorney Docket Number | 36491P008  |  |  |  |
|  | ENCLO                                    | SURES (chec  | k all that apply)      |  |  |  |  |
| Fee Transmittal  |  | Drawing(s)   |                        | After Allowance Communication to TC                            |  |  |  |
| Fee Attac  | ched                                     | Licensing-r  | related Papers         | Appeal Communication to Board of Appeals and Interferences     |  |  |  |
| Amendment / Re   | esponse                                  | Petition   |                        | Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |  |  |  |
| After Fina Affidavits  | ıl<br>/declaration(s)                    | Petition to Convert a Provisional Application                  |                        | Proprietary Information  |  |  |  |
| Extension of Time Request  |  | Power of Attorney, Revocation Change of Correspondence Address |                        | Status Letter  |  |  |  |
| Express Abandonment Request  |  | Terminal Disclaimer  |                        | Other Enclosure(s) (please identify below):                    |  |  |  |
| Information Disclosure Statement   |  | Request for Refund   |                        | Copies of 4 Cited References                                   |  |  |  |
| PTO/SB/08  |  | CD, Numbe  | er of CD(s)            |  |  |  |  |
| Certified Copy of Priority Document(s)   |  | Lands  | cape Table on CD       |  |  |  |  |
| Response to Missing Parts/ Incomplete Application  Basic Filing Fee  Declaration/POA   |  | Remarks  |                        |  |  |  |  |
| Parts und<br>1.52 or 1.  | e to Missing<br>ler 37 CFR<br>53         |  |                        |  |  |  |  |
|  | SIGNATUR                                 | E OF APPLICA   | NT, ATTORNEY, OR A     | GENT   |  |  |  |
| Firm<br>or   | Roger W. Blakery, 11., 1105. 110. 20,051 |  |                        |  |  |  |  |
| Individual name BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP   |  |  |                        |  |  |  |  |
| Signature  | Organ                                    | / Black  | ill                    |  |  |  |  |
| Date January 4, 2006   |  |  |                        |  |  |  |  |
| CERTIFICATE OF MAILING/TRANSMISSION  |  |  |                        |  |  |  |  |
| I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. |  |  |                        |  |  |  |  |
| Typed or printed name   Jessica A. Clark // //   |  |  |                        |  |  |  |  |

Application No.

10/655,841

January 4, 2006

Date

Signature

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## FRANSMITTAL for FY 2005

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Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

**TOTAL AMOUNT OF PAYMENT** 

Complete if Known Application Number 10/655,841 September 5, 2003 Filing Date Lawrence W. Midland First Named Inventor **Examiner Name** Brown, Vernal U 2635 Art Unit 36491P008 Attorney Docket No.

| METHO   | OF PAY       | MENT (c          | heck all | that apply)  |          |  |  |  |  |
|---|--------------|------------------|----------|--|----------|--|--|--|--|
| Check   | Credit ca    | ard M            | loney O  | rder None Other (please identify):                               |          |  |  |  |  |
| Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP  |              |                  |          |  |          |  |  |  |  |
| For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  Charge fee(s) indicated below  Charge any additional fee(s) or underpayment of fee(s)  Under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. |              |                  |          |  |          |  |  |  |  |
| FEE CALCU   | LATION       |                  |          |  |          |  |  |  |  |
| Large Er  | ntity        | Small            | Entity   |  |          |  |  |  |  |
| Fee   | Fee          | Fee              | Fee      | Fee Description  | Fee Paid |  |  |  |  |
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| 1051  | 130          | 2051             | 65       | Surcharge - late filing fee or oath                              |          |  |  |  |  |
| 1052  | 50           | 2052             | 25       | Surcharge - late provisional filing fee or cover sheet.          |          |  |  |  |  |
| 2053  | 130          | 2053             | 130      | Non-English specification  |          |  |  |  |  |
| 1251  | 120          | 2251             | 60       | Extension for reply within first month                           |          |  |  |  |  |
| 1252  | 450          | 2252             | 225      | Extension for reply within second month                          |          |  |  |  |  |
| 1253  | 1,020        | 2253             | 510      | Extension for reply within third month                           |          |  |  |  |  |
| 1254  | 1,590        | 2254             | 795      | Extension for reply within fourth month                          |          |  |  |  |  |
| 1255  | 2,160        | 2255             |          | Extension for reply within fifth month                           |          |  |  |  |  |
| 1401  | 500          | 2401             |          | Notice of Appeal   |          |  |  |  |  |
| 1402  | 500          | 2402             |          | Filing a brief in support of an appeal                           |          |  |  |  |  |
| 1403  | 1,000        | 2403             |          | Request for oral hearing   |          |  |  |  |  |
| 1451  | 1,510        | 2451             |          | Petition to institute a public use proceeding                    |          |  |  |  |  |
| 1460  | 130          | 2460             |          | Petitions to the Commissioner                                    |          |  |  |  |  |
| 1807  | 50           | 1807             | 50       | Processing fee under 37 CFR 1.17(q)                              |          |  |  |  |  |
| 1806  | 180          | 1806             |          | Submission of Information Disclosure Stmt                        |          |  |  |  |  |
| 1809  | 790          | 1809             | 395      | Filing a submission after final rejection (37 CFR § 1.129(a))    |          |  |  |  |  |
| 1810  | 790          | 2810             |          | For each additional invention to be examined (37 CFR § 1.129(b)) |          |  |  |  |  |
| Other f   | ا<br>ee (spe | ı<br>cifv)       |          |  |          |  |  |  |  |
| J J .   | (-1          | -·· <b>/</b> / — |          | SUBTOTAL (2)   |          |  |  |  |  |
|   |              |                  |          | 000:01712 (2)  |          |  |  |  |  |

| SUBMITTED B       | Comp                  | Complete (if applicable) |   |                                   |        |           |                |
|-------------------|-----------------------|--------------------------|---|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Roger W. Blakely, Jr. | <u></u>                  | 1 | Registration No. (Attorney/Agent) | 25,831 | Telephone | (714) 557-3800 |
| Signature         | Brown WBlake          |                          |   |                                   |        | Date      | 01/04/06       |

Based on PTO/SB/17 (12-04) as mobified by Blakely, Solokoff, Taylor & Zarman (wir) 12/15/2004. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 1450

Docket No.: 36491P008



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

the Application of:

LAWRENCE W. MIDLAND, ET AL.

Application No.: 10/655,841

Filed: September 5, 2003

For: DATA ENTRY SYSTEMS WITH

BIOMETRIC DEVICES FOR SECURITY

ACCESS CONTROL

Art Group: 2635

Examiner: Brown, Vernal U

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure, enclosed are the Information Disclosure Statement by Applicant (form PTO/SB/08 or PTO-1449) and copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed), which are being submitted before the mailing of a final Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s). The references were cited in a Search Report dated October 31, 2005 in a counterpart EPO application, which was forwarded to Applicant's Representative in a communication dated November 3, 2005.

It is hereby stated that no item of information contained in the Information Disclosure Statement was cited in a patent office in a counterpart application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual associated with the filing or prosecution of the subject application more than three months prior to the filing of the Information Disclosure Statement.

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

er W. Blakely, Jr., Reg/No. 25,831

Date: January 04, 2006

12400 Wilshire Boulevard, 7th Floor Los Angeles, CA 90025

Telephone: (714) 557-3800

**CERTIFICATE OF MAILING/TRANSMISSION** 

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jessica A. Clark

01-04-06

Date

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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Sheet 1 of

|   |                        | Complete if Known   |
|---|------------------------|---------------------|
|   | Application Number     | 10/655,841          |
|   | Filing Date            | September 5, 2003   |
|   | First Named Inventor   | Lawrence W. Midland |
|   | Art Unit               | 2635                |
| _ | Examiner Name          | Brown, Vernal U     |
|   | Attorney Docket Number | 36491P008           |

| U.S. PATENT DOCUMENTS  Document Number  Document Number |              |                                |   |  |   |  |  |
|---|--------------|--------------------------------|---|--|---|--|--|
| Examiner<br>Initials*                                   | Cite<br>No.1 | Number - Kind Code² (if known) | Publication Date<br>or Issue Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |  |  |
|   |              | US-                            |   |  |   |  |  |
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|           | FOREIGN PATENT DOCUMENTS |  |                                |  |   |          |  |  |  |
|-----------|--------------------------|--|--------------------------------|--|---|----------|--|--|--|
| Examiner  | Cite                     | Foreign Patent Document                      |                                | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear |          |  |  |  |
| Initials* | No.'                     | Country Code - Number - Kind Code (if known) | Publication Date<br>MM-DD-YYYY |  |   |          |  |  |  |
|           |                          | EP - 0 147 837 - A2                          | 07-10-1985                     | Omron Tateisi Electronics Co.                      |   |          |  |  |  |
|           |                          | DE - 296 13 938 - U1                         | 10-31-1996                     | Peter Menne  |   |          |  |  |  |
|           |                          | EP - 1 041 506 - A2                          | 10-04-2000                     | NCR International Inc.                             |   | <u> </u> |  |  |  |
|           |                          | EP - 1 041 506 - A3                          | 04-21-2004                     | NCR International Inc.                             |   | <u> </u> |  |  |  |
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| Examiner  | Date       |  |
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<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

<sup>&#</sup>x27;Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible applicant is to place a check mark here if English language Translation is attached.